

CITY OF HOLLISTER - AGENDA

for **City Council Meeting**

of **September 6, 2005**

at **6:30 p.m.** in the City Council Chambers, City Hall, 375 Fifth Street, Hollister

NOTICE TO PUBLIC

Persons who wish to address the City Council must complete a Speakers Card and give it to the Clerk prior to addressing the City Council. Those who wish to address the City Council on an agenda item will be heard when the presiding officer calls for comments from the audience. City related items not on the agenda will be heard under the Public Input section, Section B, of the agenda. Following recognition persons desiring to speak are requested to advance to the podium and state their name and address. After hearing audience comments, the public portion of the meeting will be closed and the matter brought to the City Council for discussion and action.

Requests to make presentations to the City Council should be submitted to the City Clerk's Office at least ten days preceding the City Council meeting. It is customary for the staff members to review such matters prior to formal presentation in order that the City Council may have the benefit of all available data.

All matters listed under Consent Resolution will be enacted by one motion authorizing actions indicated for those items so designated. There will be no separate discussion of these items unless requested by a member of the City Council, a staff member, or a citizen.

**** 6:00 p.m. - Closed Session -- See Attached Agenda.**

Call to Order

Pledge of Allegiance

Roll Call:

Mayor Pauline Valdivia, Council Members Brad Pike, Robert Scattini, Doug Emerson and Monica Johnson, City Manager Clint Quilter, City Attorney Elaine Cass, and City Clerk Geri Johnson.

Verification of Agenda Posting

Proclamation: Constitution Week, September 17 – 23, 2005

6:00 p.m. - CLOSED SESSION AGENDA:

- A. Public comment (limited to any item listed on Closed Session agenda).
- B. A Closed Session will be held by the City Council of the City of Hollister to discuss all or some of the following matters:
 - 1. Conference with Legal Counsel - Anticipated Litigation - Significant Exposure to Litigation pursuant to Government Code Section 54956.9(b) - (3 potential cases will be discussed).
 - 2. Conference with Legal Counsel - Anticipated Litigation - Initiation of Litigation pursuant to Government Code Section 54956.9(c) - (2 potential cases will be discussed).
 - 3. Conference with Legal Counsel - Pending Litigation - Pursuant to Government Code Section 54956.9(a) –
 - a. RWQCB – Cease and Desist Order No. R3-2002-0105
 - b. City of Hollister v. Monterey Insurance Company, California Capital Insurance Company, Case Number M65916
 - c. Nicholson v. Hollister, Case No. CU-04-00063
 - d. Borges et al v. Hollister, Case No. CV030139
 - 4. Conference with Labor Negotiator pursuant to Government Code Section 54957.6:

Agency Negotiator: Clint Quilter

Employee Organizations: Service Employees International Union, Local 817; Hollister Firefighters Union, Local 3395; Hollister Peace Officers Association, Hollister Mid-Management Association; and un-represented employees in classifications designated as Executive Management and Confidential.

6:30 p.m. - AGENDA

A. CONSENT RESOLUTION (September 6, 2005):

All items listed under consent Resolution will be enacted by one motion authorizing actions indicated for those items so designated. There will be no separate discussion of these items unless requested by a member of the City Council, a Staff member, or a Citizen.

Consent Items are Numbers A1, A2, A3, A4 and A5.

- A1. Minutes of Regular Meeting of August 15, 2005.

Approve Minutes of the Regular Meeting of August 15, 2005, as submitted.

A2. Warrant Registers.

The City Council will ratify and approve the following Warrant Registers dated:

- August 12, 2005 in the amount of \$ 792,281.28
- August 19, 2005 in the amount of \$ 261,607.77
- August 26, 2005 in the amount of \$ 526,807.52

A3. Resolution No. 2005-127, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOLLISTER ADOPTING THE PLAN FOR SERVICES FOR THE ANNOTTI ADULT HOUSING PROJECT RELATING TO ANNEXATION APPLICATION NO. 2000-191 (MILLER-FERREIRA).

This Resolution adopts the Plan for Services for the Annotti Adult Housing Project.

A4. Resolution No. 2005-128, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOLLISTER ADOPTING AN ADDENDUM TO THE MITIGATED NEGATIVE DECLARATION AND MITIGATION MONITORING PROGRAM FOR THE ANNOTTI ADULT HOUSING PROJECT (MILLER-FERREIRA).

This Resolution adopts an Addendum to the Mitigated Negative Declaration and Mitigation Monitoring Program for the Annotti Adult Housing Project.

A5. Resolution No. 2005-129, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOLLISTER APPROVING TEMPORARY STREET CLOSURES FOR THE ANNUAL HIGH SCHOOL HOMECOMING PARADE.

This Resolution will authorize the temporary closure of various streets for the annual San Benito High School Homecoming Parade to be held on October 21, 2005.

B. PETITIONS, REMONSTRANCES, AND COMMUNICATIONS:

1. PUBLIC INPUT.

This is the time for anyone in the audience to speak on any item not on the agenda and within the subject matter jurisdiction of the council. When the City Clerk calls your name, please come to the podium, state your name and address for the record, and speak to the Council. Each speaker will be limited to two (2) minutes. Please note that state law prohibits the council from discussing or taking action on any item not on the agenda.

C. PUBLIC HEARINGS (On or After 6:30 p.m.)

None

D. INTRODUCTION AND ADOPTION OF RESOLUTIONS AND ORDINANCES:

1. Resolution No. 2005-130, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOLLISTER APPROVING EXISTING AT-GRADE PUBLIC ROAD CROSSING IMPROVEMENT AGREEMENT WITH UNION PACIFIC RAILROAD AND

Resolution No. 2005-131, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOLLISTER AUTHORIZING AN APPROPRIATION FROM TRAFFIC IMPACT FUND 304 FOR THE "NORTH STREET EXTENSION PROJECT", CIP 2309.

These Resolutions authorize execution of the Crossing Improvement Agreement with Union Pacific Railroad and authorize the appropriation from Traffic Impact Fund 304 for the North Street crossing.

2. Resolution No. 2005-132, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOLLISTER AMENDING THE CITY'S CLASSIFICATION AND COMPENSATION PLAN BY ADOPTING JOB SPECIFICATIONS AND A SALARY RANGE FOR CITY ENGINEER AND APPROVING THE RECRUITMENT FOR THE POSITION.

This Resolution establishes the classification and salary range for the at-will position of City Engineer and abolishes the position of Director of Public Works/City Engineer.

3. Resolution No. 2005-133, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOLLISTER AMENDING THE CITY'S CLASSIFICATION AND COMPENSATION PLAN BY ADOPTING JOB SPECIFICATIONS AND A SALARY RANGE FOR DEVELOPMENT SERVICES DIRECTOR AND APPROVING THE RECRUITMENT FOR THE POSITION.

This Resolution establishes the classification and salary range for the at-will position of Development Services Director and abolishes the classification of Community Development Director.

4. Resolution No. 2005-134, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOLLISTER AMENDING THE CITY'S CLASSIFICATION AND COMPENSATION PLAN BY ADOPTING JOB SPECIFICATIONS AND A SALARY RANGE FOR ECONOMIC DEVELOPMENT MANAGER AND APPROVING THE RECRUITMENT FOR THE POSITION.

This Resolution establishes the classification and salary range for the position of Economic Development Manager and approves the recruitment for the position.

E. REPORTS OF CITY COUNCIL, OFFICERS, BOARDS, AND COMMITTEES:

1. Reports from City Council Committees.

Receive oral reports from members regarding the activities of various Ad hoc and Standing City Council Committees.

2. Reports from City Council, City Manager, City Attorney, and Staff.

Receive oral reports from the City Council, City Manager Quilter, City Attorney Cass, City Clerk Johnson, and other Staff as applicable.

3. Water and Wastewater Issues.

The City Council will receive an oral status report from City Manager Quilter.

5. Community Media Access Partnership (CMAP) report.

The City Council will receive a report from Suzanne St. John-Crane, Executive Director of CMAP regarding our four-channel community TV station.

6. Community Services Department Seasonal Staffing Request.

This request is to recruit and hire seasonal employees for the next six (6) months for the Streets and Parks Divisions of the Community Services Department.

7. Status report on the Hollister Municipal Airport.

The City Council will receive an oral report regarding status of the Hollister Municipal Airport projects and finances.

F. UNFINISHED BUSINESS:

None.

G. NEW BUSINESS:

None.

H. MISCELLANEOUS:

None.

ADJOURNMENT:

Next Regular City Council Meeting is scheduled for September 19, 2005, at 6:30 p.m.

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the City Clerk's Office at (831) 636-4304. Notification of 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting [28 CFR 35.102-35.104 ADA Title II].